

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JAMES ROY HOLMES,

Petitioner,

v.

JEFFREY UTTECHT,

Respondant.

CASE NO. C15-1018JLR

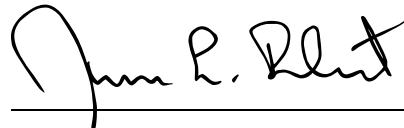
ORDER OF DISMISSAL

The court, having reviewed Petitioner's 28 U.S.C. § 2254 habeas petition (Dkt. # 4), the Report and Recommendation of the Honorable Brian A. Tsuchida, United States Magistrate Judge (Dkt. # 22), Petitioner's objections (Dkt. # 23), and the remaining record, finds and orders as follows:

1. The Petitioner's Objections to the Report and Recommendation are
OVERRULED because he fails to raise any argument that was not previously
considered and adequately addressed by Magistrate Judge Tsuchida in his
Report and Recommendation;

2. The Report and Recommendation is ADOPTED;
3. Petitioner's 28 U.S.C. § 2254 habeas petition is DENIED;
4. Petitioner is DENIED issuance of a certificate of appealability; and
5. The Clerk shall send a copy of this order to the parties and to Magistrate Judge Tsuchida.

Dated this 5th day of January, 2016.

A handwritten signature in black ink, appearing to read "James L. Robart", written over a horizontal line.

JAMES L. ROBART
United States District Judge